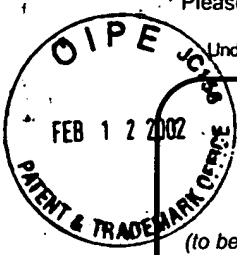


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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/993,906
	Filing Date	November 27, 2001
	First Named Inventor	Jax B. Cowden
	Group Art Unit	2152
	Examiner Name	not yet known • FEB 15 2002
Total Number of Pages in This Submission	6 **	Attorney Docket Number 10005.000120

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<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Form PTO/SB/08; Copies of Listed References: [3 US Application(s)]; Return receipt postcard
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Patrick D. Benedicto, Reg. No. 40,909 DEGUZMAN OKAMOTO & BENEDICTO, LLP
Signature	<i>Patrick Benedicto</i>
Date	January 23, 2002

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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date: <input type="text" value="01/23/02"/>			
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	
Jax B. Cowden, et al.	
Serial No. 09/993,906	Examiner: not yet known
Filed: November 27, 2001	Art Unit: 2152
Title: Method and Apparatus for Distributing a Computer Program	Atty. Dkt. No.: 10005.000120

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Commissioner of Patents
Washington, DC 20231

INFORMATION DISCLOSURE STATEMENT

Under 37 C.F.R. §1.56 and §§1.97-98

Sir:

Pursuant to the provisions of 37 CFR 1.56 and §§1.97-98, enclosed herewith is form PTO/SB/08 (substitute for form 1449A/PTO) listing references which may be material to the examination of this application, and with respect to which there may be a duty to disclose. The filing of this Information Disclosure Statement shall not be construed as a representation regarding the completeness of the list of references, or that inclusion of a reference in this list is an admission that it is prior art or is pertinent to this application, or that a search has been made, or as an admission that the information listed is, or may be considered to be, material to patentability, or that no other material information exists, and shall not be construed as an admission against interest in any manner.

A copy of each listed reference is enclosed herewith, unless no such copy is required pursuant to 37 CFR § 1.98(d).

- This application relies, under 35 U.S.C. § 120, on the earlier filing date of prior application Serial No. [SERIAL NUMBER], filed on [FILING DATE], and the references cited therein are hereby listed but are not required to be provided in this application under 37 CFR § 1.98(d).

Pursuant to 37 CFR §1.97, this Information Disclosure Statement is being submitted under the section indicated below.

- 37 CFR §1.97(b).

- 37 CFR §1.97(c). If so, then either:
 - Applicant certifies pursuant to 37 CFR § 1.97(e) that either:
 - each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement; OR
 - no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the person signing this certification after making reasonable inquiry, was known to any individual designated under 37 CFR § 1.56 (c) more than three months prior to the filing of this Statement.
 - OR
 - Applicant submits the petition fee of \$180 as set forth in 37 CFR § 1.17(p).

- 37 CFR § 1.97(d). If so, then both:
 - Applicant certifies pursuant to 37 CFR § 1.97(e) that either:
 - each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement; OR
 - no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the person signing this certification after making reasonable inquiry, was known to any individual designated under 37 CFR § 1.56(c) more than three months prior to the filing of this Statement.
 - AND
 - Applicant submits the petition fee of \$180 as set forth in 37 CFR § 1.17(p).

Consideration of the listed references and favorable action are respectfully solicited.

Respectfully submitted,

Jax B. Cowden, et al.

Dated: 1-23-02

By: Patrick D. Benedicto
Patrick D. Benedicto
Attorney For Applicant(s)
Reg. No. 40,909
DEGUZMAN OKAMOTO & BENEDICTO LLP
P.O. Box 51900
Palo Alto, CA. 94303
Tel.: (650) 691-2030
Fax: (650) 691-2032

CERTIFICATE OF MAILING			
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Signature:	<u>Patrick Benedicto</u>		
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Sheet 1 of 2

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Application Number	09/993,906
Filing Date	November 27, 2001
First Named Inventor	Jax B. Cowden
Group Art Unit	2152
Examiner Name	not yet known
Attorney Docket Number	10005.000120

U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
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¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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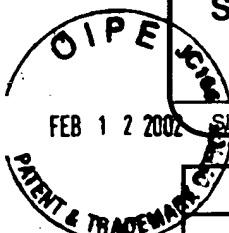
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Application Number	09/993,906
Filing Date	November 27, 2001
First Named Inventor	Jax B. Cowden
Group Art Unit	2152
Examiner Name	not yet known
Attorney Docket Number	10005.000120



OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS

Examiner Initials *	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	A	US Application No.09/993,887, Filed on November 27, 2001, by Jax B. Cowden, et al.	
	B	US Application No.09/993,888, Filed on November 27, 2001, by Mark E. Pennell, et al.	
	C	US Application No.09/993,904, Filed on November 27, 2001, by Jax B. Cowden, et al.	

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